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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Group Art Unit 3612

In re Patent Application of

Stefan Huedepohl

Application No. 10/658,038

Confirmation No.: 2020

Filed: September 9, 2003

Examiner: Kiran B. Patel

"FOLDABLE TOPS FOR CONVERTIBLE  
VEHICLES"

I, Diane L. Ruggiero, hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of my signature.

Diane L. Ruggiero  
Signature

08/31/04  
Date of Signature

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement mailed 2 August 2004, Applicant hereby provisionally elects the invention of group I (claims 1-20) with traverse.

Applicant believes that the present restriction requirement should be withdrawn, and all claims searched and examined, for the following reasons.

**All Claims Read Upon a Single Preferred Embodiment**

According to MPEP 806.03, "[w]here the claims of an application define the same essential characteristics of a *single* disclosed embodiment of an invention, restriction therebetween should never be required. This is because the claims are but different definitions of the same disclosed subject matter, varying in breadth of scope of definition." (Emphasis in original and added). Applicant believes that all pending claims read upon the single preferred